IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 5TH JULY 2007 / 14TH ASHADHA 1929

Crl.Rev.Pet.No. 2607 of 2007()

CRA.275/2005 of I ADDL. SESSIONS COURT, KOLLAM
CC.482/1999 of JUDL.MAGISTRATE OF FIRST CLASS, PARAVOOR

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REVN. PETITIONER:

E.ABDUL SALIM,
VALIYAVEEDU,
KANNANALLOOR PO,
KOLLAM.

BY ADV. SRI.C.UNNIKRISHNAN (KOLLAM)

RESPONDENTS:

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1. STATE OF KERALA REPRESENTED BY
THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA
ERNAKULAM.

2. BALASUNDRAM, AGED 33 YEARS
S/O.BALAKRISHNAN,
KOODANTHARA KIZHAKKATHIL THAZHAM,
CHATHANNOOR PO,
KOLLAM.

BY ADV. SRI.V.VENUGOPALAN NAIR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 05.07.2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Crl.R.P. No. 2607 OF 2007

Dated this the 5th day of July, 2007

O R D E R

The revision petitioner, who was the accused in C.C. No.499/1999 on the file of the JFCM, Paravoor for an offence punishable under section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the trial court for the said offence.

2. Pending this revision, the parties have settled the matter and have filed Crl.M.A.No.7452/2007 under section 320 Cr.P.C. read with section 147 of the Negotiable Instruments Act for recording the composition entered into by them. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. The composition is recorded and it will have the effect of an acquittal within the meaning of section 320(8) Cr.P.C. Money, if any, paid by the revision petitioner pursuant to orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner. In case the revision petitioner is in custody, he shall be released from prison forthwith unless his continued detention is found necessary in connection with any other cases.

This revision petition is disposed of as above.

(V. RAMKUMAR, JUDGE)

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